

# GROUP EXHIBIT A

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

In re: Eduardo Garcia § Case No. 11-22208  
Julia Escamilla §  
Debtor(s) §

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**TRUSTEE'S FINAL REPORT (TFR)**

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under Chapter 7 of the United States Bankruptcy Code was filed on 05/26/2011. The undersigned trustee was appointed on 02/07/2020.
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. § 704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized the gross receipts of \$ 24,500.00

Funds were disbursed in the following amounts:

Payments made under an interim distribution	<u>0.00</u>
Administrative expenses	<u>0.00</u>
Bank service fees	<u>135.85</u>
Other payments to creditors	<u>0.00</u>
Non-estate funds paid to 3rd Parties	<u>0.00</u>
Exemption paid to the debtor	<u>0.00</u>
Other payments to the debtor	<u>0.00</u>
Leaving a balance on hand of <sup>1</sup>	\$ <u>24,364.15</u>

The remaining funds are available for distribution.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

6. The deadline for filing non-governmental claims in this case was 05/29/2020 and the deadline for filing governmental claims was 05/29/2020. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$2,119.15. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$0.00 as interim compensation and now requests the sum of \$2,119.15, for a total compensation of \$2,119.15.<sup>2</sup> In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$0.00 and now requests reimbursement for expenses of \$57.75, for total expenses of \$57.75.<sup>2</sup>

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: 10/12/2021

By: /s/ Andrew J. Maxwell  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

<sup>2</sup> If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D)

**FORM 1**  
**INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT**  
**ASSET CASES**

Exhibit A

Page: 1

**Case Number:** 11-22208 JPC  
**Case Name:** Eduardo Garcia  
 Julia Escamilla  
**Period Ending:** 10/12/21

**Trustee:** Andrew J. Maxwell  
**Filed (f) or Converted (c):** 05/26/11 (f)  
**\$341(a) Meeting Date:** 07/08/11  
**Claims Bar Date:** 05/29/20

1 Ref #	2 Asset Description (Scheduled And Unscheduled (u) Property)	3 Petition/ Unscheduled Values	4 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	5 Property Abandoned OA=\$554(a) Abandon	6 Sale/Funds Received by the Estate	7 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	1994 Ford Pickup	950.00	0.00		0.00	FA
2	2003 Nissan Altima	5,000.00	0.00		0.00	FA
3	2003 Misubishi Eclipse in posession of debtors' son, Byron Garcia	1,500.00	0.00		0.00	FA
4	Bedroom furniture and TV	600.00	0.00		0.00	FA
5	Men's clothing and Women's clothing	200.00	0.00		0.00	FA
6	Wedding Bands	500.00	0.00		0.00	FA
7	Checking account with Bank of America	600.00	0.00		0.00	FA
8	Savings account with Bank of America	100.00	0.00		0.00	FA
9	Savings account with Credit Union	300.00	0.00		0.00	FA
10	403b held with employer	10,000.00	0.00		0.00	FA
11	Debtors claims against America's Servicing Company/ Wells Fargo Bank, N.A. for actual, statutory, and punitive damages, emotional distress, attorneys fees and costs, for its wrongful actions in the servicing of Debtors mortgage per amended schedule 2-26-20 after case reopened to pursue claim against Wells Fargo. \$3050 wild card exemption claimed.	Unknown	1.00		24,500.00	0.00
<b>TOTALS (Excluding Unknown Values)</b>		<b>\$19,750.00</b>	<b>\$1.00</b>		<b>\$24,500.00</b>	<b>\$0.00</b>

**Major activities affecting case closing:**

-per special counsel, partial settlement that would pay creditors 100%; would need court approval 4-1-21

-Case filed in NDIL in April 2020 (1:20-cv-02402), case in motion stage. No specific dates as of 8-20

3-10-20: special counsel employed to pursue litigation

-2-29-20 filed app to employ attorneys for 3-10, circulated proposed declaration for comment in regard to employment of special counsel and reviewed retainer agreements; order entered auth employ special counsel.

-reopened 2-20 for case against Wells Fargo mortgage. Initial asset report filed 2-26-20 based on proposed special counsel report..

**Initial Projected Date of Final Report (TFR):** June 30, 2022

**Current Projected Date of Final Report (TFR):** June 30, 2022

**FORM 1**  
**INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT**  
**ASSET CASES**

Exhibit A

Page: 2

October 12, 2021

Date

/s/ Andrew J. Maxwell

Andrew J. Maxwell

**Form 2**  
**Cash Receipts and Disbursements Record**

Exhibit B

Page: 1

**Case Number:** 11-22208 JPC  
**Case Name:** Eduardo Garcia  
Julia Escamilla  
**Taxpayer ID#:** \*\*\_\*\*\*7076  
**Period Ending:** 10/12/21

**Trustee:** Andrew J. Maxwell  
**Bank Name:** Signature Bank  
**Account:** \*\*\*\*\*3132 - Checking  
**Blanket Bond:** \$5,000,000.00 (per case limit)  
**Separate Bond:** N/A

1 Trans. Date	2 Check or Ref. #	3 Paid To / Received From	4 Description of Transaction	Uniform Tran. Code	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
06/16/21	Asset #11	wells fargo bank NA	check 0004523242 per TO o/c	1129-000	14,500.00		14,500.00
06/16/21	Asset #11	wells fargo bank NA	check 0004523243	1129-000	10,000.00		24,500.00
06/30/21		Signature Bank	Bank and Technology Services Fee	2600-000		15.71	24,484.29
07/30/21		Signature Bank	Bank and Technology Services Fee	2600-000		39.24	24,445.05
08/31/21		Signature Bank	Bank and Technology Services Fee	2600-000		41.79	24,403.26
09/30/21		Signature Bank	Bank and Technology Services Fee	2600-000		39.11	24,364.15

<b>ACCOUNT TOTALS</b>	<b>24,500.00</b>	<b>135.85</b>	<b>\$24,364.15</b>
Less: Bank Transfers	0.00	0.00	
<b>Subtotal</b>	<b>24,500.00</b>	<b>135.85</b>	
Less: Payment to Debtors		0.00	
<b>NET Receipts / Disbursements</b>	<b>\$24,500.00</b>	<b>\$135.85</b>	

<b>TOTAL - ALL ACCOUNTS</b>	<b>Net Receipts</b>	<b>Net Disbursements</b>	<b>Account Balances</b>
Checking # *****3132	<b>24,500.00</b>	<b>135.85</b>	<b>24,364.15</b>
	<b>\$24,500.00</b>	<b>\$135.85</b>	<b>\$24,364.15</b>

# Exhibit C

## Claims Register

Case: 11-22208-JPC Eduardo Garcia

Total Proposed Payment: \$24,364.15

Claims Bar Date: 05/29/20

Claim Number	Claimant Name / Category, Priority	Claim Type / Date Filed	Claim Ref. / Notes	Amount Filed / Allowed	Paid to Date / Proposed	Claim Balance
	Andrew J. Maxwell - Maxwell Law Group 3010 N. California Avenue Chicago, IL 60618 3120-00 Attorney for Trustee Expenses (Trustee Firm), 200	Admin Ch. 7 06/16/21		\$10.65 \$10.65	\$0.00 \$10.65	\$10.65
	Andrew J. Maxwell 3010 N. California Avenue Chicago, IL 60618 2200-00 Trustee Expenses, 200	Admin Ch. 7 10/11/21		\$57.75 \$57.75	\$0.00 \$57.75	\$57.75
	Andrew J. Maxwell 3010 N. California Avenue Chicago, IL 60618 2100-00 Trustee Compensation, 200	Admin Ch. 7 10/12/21		\$2,119.15 \$2,119.15	\$0.00 \$2,119.15	\$2,119.15
	Andrew J. Maxwell - Maxwell Law Group 3010 N. California Avenue Chicago, IL 60618 3110-00 Attorney for Trustee Fees (Trustee Firm), 200	Admin Ch. 7 10/12/21		\$5,850.00 \$5,850.00	\$0.00 \$5,850.00	\$5,850.00
1	T Mobile/T-Mobile USA Inc by American InfoSource as agent 4515 N Santa Fe Ave Oklahoma City, OK 73118 7100-00 General Unsecured § 726(a)(2), 610	Unsecured 03/06/20		\$414.49 \$414.49	\$0.00 \$414.49	\$414.49
1-I	T Mobile/T-Mobile USA Inc by American InfoSource as agent 4515 N Santa Fe Ave Oklahoma City, OK 73118 7990-00 Surplus Cases Interest on Unsecured Claims (including priority), 640	Unsecured 10/12/21		\$8.31 \$8.31	\$0.00 \$8.31	\$8.31
2	Atlas Acquisitions LLC (GE Capital - Sam's Club) 294 Union St. Hackensack, NJ 07601 7100-00 General Unsecured § 726(a)(2), 610	Unsecured 05/27/20		\$4,995.13 \$4,995.13	\$0.00 \$4,995.13	\$4,995.13
2-I	Atlas Acquisitions LLC (GE Capital - Sam's Club) 294 Union St. Hackensack, NJ 07601 7990-00 Surplus Cases Interest on Unsecured Claims (including priority), 640	Unsecured 10/12/21		\$100.16 \$100.16	\$0.00 \$100.16	\$100.16
SURPLUS	Eduardo Garcia and Julia Escamilla 407 Beach Ave  La Grange Park, IL 60526 8200-00 Surplus Funds Paid to Debtor § 726 (a)(6) (incl pmts to shareholders & ltd part), 650	Unsecured 10/12/21		\$10,808.51 \$10,808.51	\$0.00 \$10,808.51	\$10,808.51
Case Total:				\$24,364.15	\$0.00	\$24,364.15

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 11-22208-JPC  
Case Name: Eduardo Garcia  
Trustee Name: Andrew J. Maxwell

**Balance on hand:** \$ 24,364.15

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
<b>NONE</b>					

Total to be paid to secured creditors: \$ 0.00  
Remaining balance: \$ 24,364.15

Application for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - Andrew J. Maxwell	2,119.15	0.00	2,119.15
Trustee, Expenses - Andrew J. Maxwell	57.75	0.00	57.75
Attorney for Trustee, Fees - Andrew J. Maxwell - Maxwell Law Group	5,850.00	0.00	5,850.00
Attorney for Trustee, Expenses - Andrew J. Maxwell - Maxwell Law Group	10.65	0.00	10.65

Total to be paid for chapter 7 administration expenses: \$ 8,037.55  
Remaining balance: \$ 16,326.60

Application for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
<b>NONE</b>			

Total to be paid for prior chapter administration expenses: \$ 0.00  
Remaining balance: \$ 16,326.60

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
<b>NONE</b>				



Total to be paid for priority claims: \$ 0.00  
 Remaining balance: \$ 16,326.60

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$5,409.62 have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 100.000 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	T Mobile/T-Mobile USA Inc	414.49	0.00	414.49
2	Atlas Acquisitions LLC (GE Capital - Sam's Club)	4,995.13	0.00	4,995.13

Total to be paid for timely general unsecured claims: \$ 5,409.62  
 Remaining balance: \$ 10,916.98

Tardily filed claims of general (unsecured) creditors totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claims dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
NONE				

Total to be paid for tardy general unsecured claims: \$ 0.00  
 Remaining balance: \$ 10,916.98

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
NONE				

Total to be paid for subordinated claims:

\$ 0.00

Remaining balance:

\$ 10,916.98

To the extent funds remain after payment in full of all allowed claims, interest will be paid at the legal rate of 0.19% pursuant to 11 U.S.C. § 726(a)(5). Funds available for interest are \$108.47. The amounts proposed for payment to each claimant, listed above, shall be increased to include the applicable interest.

The amount of surplus returned to the debtor after payment of all claims and interest is \$10,808.51.

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IN RE:	)	
	)	
Eduardo Garcia and Julia Escamilla,	)	No. 11-22208
	)	Hon. Jacqueline P. Cox
Debtors.	)	Chapter 7
	)	

**COVER SHEET FOR APPLICATION FOR  
PROFESSIONAL COMPENSATION**  
(Appendix to Rule 607)

Name of Applicant: ANDREW J. MAXWELL AND MAXWELL LAW GROUP

Authorized to Provide  
Professional Services to: ANDREW J. MAXWELL, TRUSTEE

Date of Order Authorizing Employment: March 10, 2020

Period for Which  
Compensation is Sought: through the end of the case

Amount of Fees Sought: \$5,850.00

Amount of Expense  
Reimbursement Sought: \$10.65

This is: an Interim Application \_\_\_\_; a Final Application X

The aggregate amount of fees and expenses *paid* to the Applicant to date for services rendered and expenses incurred herein is: \$5,860.65

Applicant: Andrew J. Maxwell and Maxwell Law Group

BY: /s/ Andrew J. Maxwell  
(Local Bankruptcy Rules as adopted 24 June 1994: Page 107)

EXHIBIT F

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IN RE:	)	
	)	
Eduardo Garcia and Julia Escamilla,	)	No. 11-22208
	)	Hon. Jacqueline P. Cox
Debtors.	)	Chapter 7

**APPLICATION OF TRUSTEE'S COUNSEL FOR ALLOWANCE OF  
COMPENSATION AND REIMBURSEMENT OF EXPENSES**

Andrew J. Maxwell and Maxwell Law Group (collectively “Applicant”), counsel for the estate in this case, pursuant to §330, Title 11 U.S.C, and applicable Federal Rules of Bankruptcy Procedure, submits this Application of Trustee’s Counsel For Allowance of Compensation and Reimbursement of Expenses (“Application”). In support of the Application, Applicant states the following:

1. This case was commenced by the Debtor filing a voluntary petition for relief under Chapter 7 of the Bankruptcy Code on May 26, 2011. Debtor is represented by counsel.
2. Andrew J. Maxwell (“Maxwell” or “Trustee”) was appointed as Chapter 7 Trustee, qualified, and acted as such. The first meeting of creditors was scheduled for July 8, 2011, and the Debtors appeared for examination by the Trustee. Trustee filed a no distribution report on or about July 11, 2011; the Debtors were granted a discharge on or about September 7, 2011; and the case was closed on or about September 12, 2011.
3. Debtors filed a motion to reopen the case (docket 19) on January 28, 2020, which the Court granted (docket 24) by order docketed February 6, 2020. By letter docketed February 7, 2020 (docket no. 26), the United States Trustee appointed Maxwell as trustee in the reopened case.
4. On February 26, 2020, Debtors filed amended Schedules A/B and C (docket 27).

Debtors assert they have a cause of action arising out of acts and omissions prior to the commencement date of this case by Wells Fargo Mortgage, an affiliate (collectively, “Wells Fargo”), or others (the “Asset”) for its actions in improperly denying Debtors a HAMP Modification and foreclosing on their home in 2010. The Asset is property of the estate pursuant to Section 541(a)(5)(A), Title 11 U.S.C. (the “Bankruptcy Code”) that could benefit the creditors of the estate. The Asset is currently the subject of a lawsuit in the District Court for the Northern District of Illinois, currently pending under case number 1:20-cv-02402 (the “Lawsuit”). The Trustee has employed special counsel to pursue the Asset/Lawsuit.

5. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§157 and 1334. The Application is a core proceeding pursuant to 28 U.S.C. §157(b) (2) (A). Venue is proper in this district pursuant to 28 U.S.C. §§1408 and 1409.

6. By order dated March 10, 2020, this Court authorized the employment of Applicant to serve as counsel for the Trustee (docket 30, 36). Applicant has received \$ -0- in previously awarded compensation and reimbursement of expenses. Applicant requests allowance in the amount of \$5,850.00 as compensation for legal services rendered on behalf of the estate, and reimbursement of actual and necessary expenses in the amount of \$10.65.

7. Applicant assisted the Trustee’s investigation into the various assets and undertook to protect the interests of the estate in those assets, including determining the legal rights of the Trustee and working with attorneys for the Debtor in the bankruptcy case and in the Asset (action against Wells Fargo).

Applicant prepared, filed, and presented the Application to Employ Attorneys for the estate which was granted by this Court (dockets 30, 36). Applicant prepared, filed, and presented the Application to Employ Special Counsel to pursue the Action which was granted by this Court (dockets 32, 37). Applicant reviewed the complaint and the docket in the Action in

order to protect the estate, and monitored the Action<sup>1</sup>

As more particularly set forth in the Trustee's Motion for Turnover of Funds ("Turnover Motion")(docket 43), prior to the bankruptcy case being reopened, Wells Fargo had tendered certain payments to Debtors totaling \$24,500 without requiring waiver of Debtors' rights in the Action. After the case was reopened and Trustee reappointed, Applicant prepared, filed, and presented the Turnover Motion in order to obtain the reissue of those funds to the estate as property of the estate. After objection by Wells Fargo (docket 48) and hearing, this Court granted the Turnover Motion (docket 54). Wells Fargo made payment to the Trustee pursuant to the order granting the Turnover Motion.<sup>2</sup>

8. Applicant prepared and will file and present this Application for Allowance of compensation. Special counsel will be paid out of any recovery in the Action and will not be paid out of the bankruptcy estate. To the extent necessary, Applicant assisted Trustee in the review of claims, including the claim objection filed by Debtors (docket 39) and to determine whether it was advisable to abandon the Action prior to a court order granting the Trustee's Final Report to be filed in this case.<sup>3</sup> Applicant has assisted and will continue to assist Trustee in responding to inquiries from the United States Trustee, Debtor, and creditors. As a result of Trustee's and Applicant's efforts, there should be 100% distribution to filed claims with some surplus returned to Debtors at the end of this case.

9. Attached hereto as an exhibit is an itemized statement ("Time Detail") of the legal

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<sup>1</sup> This also included, at Debtors' counsel's request, Trustee appearing at a status conference in the Action in August 2021. Applicant did not charge these as legal services.

<sup>2</sup> The funds received from Wells Fargo appear to be sufficient to pay all timely filed claims in this Case in full, as well as the costs of administration (excluding any fees or costs to special counsel).

<sup>3</sup> The Action would be abandoned as property of the estate pursuant to Section 554©, Title 11 U.S.C., upon approval of the Trustee's Final Report and the closing of the case after distribution.

services rendered. The Time Detail reflects the legal services rendered, the person who performed those services and a description of the work performed. The time expended by Trustee's attorneys is sub-divided in the Time Detail into categories of services as follows:

- (1) Employment and Payment of Professionals, Agents and Employees: services to obtain authorization for Trustee's employment of attorneys, appear in court to present the employment applications, prepare final fee application to seek allowance and authorization for payment of professionals; \$1,215.00
- (2) Turnover: services to obtain funds from Wells Fargo, preparation of Turnover Motion and draft orders, response to Wells Fargo objection, revision of draft order after court hearing \$1,800.00
- (3) Litigation: services to obtain authorization for Trustee's employment of multiple special counsel (including multiple declarations) (Messrs. Lopez, Payton, Wooten), review special counsel retainer agreements, review draft complaint in the Action, monitor the Action \$2,160.00
- (4) General: services provided on general matters and services not amenable to categorization Within other categories, or in regard to multiple categories, in particular appearance in court for the status of reopening the case and presentation of general and special counsel employment applications; \$675.00

The total compensation sought for each category of service is set forth on the Time Detail.

Some recorded time entries were not charged for; those items are also shown on the Time Detail. Some services were not recorded as time entries. Applicant, in conjunction with the Trustee, made every effort to properly characterize the services as attorney or trustee services no matter what person performed the services. Applicant also made every effort to not seek compensation for excess time spent on several projects.

10. Applicant's personnel<sup>4</sup> who rendered legal services, the billable time expended by each, and each person's hourly rate(s) during the Application Period is set forth in the time detail attached hereto.

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<sup>4</sup> **Billing Codes:**

Andrew J. Maxwell (AJM 12) Staff Rate (SR or SR-11), attorney (The "Staff Rate" is for services performed by attorneys but which arguably could have been performed by a paralegal at a lower billing rate, therefore a paralegal billing rate was charged for those services)  
Laura A. Koran (LAK) , legal asst

11. Attached and made a part of the Time Detail is an itemized statement of the actual expenses necessarily incurred by the Applicant totaling \$10.65, for which reimbursement is also sought. Each expense for which reimbursement is sought is not included in "overhead" used to calculate the hourly rates charged, and such expenses are charged at the same or higher rates to clients other than bankruptcy trustees. Each expense is specifically charged to a particular client matter - there is no pro-ration of "overhead" charges such as the maintenance of photocopy machine or the rental of a postage meter.

12. Based on the nature, extent and value of services performed by the Applicant, the results achieved, and the costs of comparable services, the compensation and reimbursement of expenses sought are fair and reasonable.

13. At all times during Applicant's representation of the Trustee, Applicant was a disinterested person and neither represented nor held an interest adverse to the estate with respect to matters on which Applicant was employed.

14. Trustee's attorneys believe this Application and the detailed statement attached hereto comports with applicable case law regarding compensation of professionals. See: In re Continental Illinois Securities Litigation, 962 F.2d 566 (7th Cir. 1992); In re Covent Guardian Corp., 103 B.R. 937 (Bankr.N.D.Ill. 1989); In re Pettibone Corporation, 74 B.R. 293 (Bankr.N.D.Ill. 1987); and In re Wildman, 72 B.R. 700 (Bankr.N.D.Ill. 1987).

15. Notice of this Application will be provided as part of the Trustee's Notice of Final Report to the Debtors' bankruptcy attorney of record, Debtors, special counsel, the United States Trustee, attorneys for Wells Fargo, all creditors, and any others having registered to receive electronic notices in this case.

**WHEREFORE**, Applicant requests that it be awarded reasonable compensation in the amount of **\$5,850.00** for legal services rendered and reimbursement of actual and necessary



expenses of **\$10.65** incurred by Applicant on behalf of the Trustee in this case, and such other relief that this Court deems just and fair.

RESPECTFULLY SUBMITTED,  
Andrew J. Maxwell and Maxwell Law Group  
By: /s/ Andrew J. Maxwell  
One of the Attorneys for Trustee

Andrew J. Maxwell (ARDC#1799150)  
**Maxwell Law Group**  
3010 N. California Ave.  
Chicago, IL 60618  
312/368-1138

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

IN RE: )  
)  
Eduardo Garcia and Julia Escamilla, ) No. 11-22208  
) Hon. Jacqueline P. Cox  
Debtors. ) Chapter 7

**TRUSTEE'S APPLICATION FOR  
COMPENSATION AND REIMBURSEMENT OF EXPENSES**

NOW COMES ANDREW J. MAXWELL, Trustee herein, pursuant to 11 U.S.C. §330, and requests allowances of \$2,119.15 as compensation and \$57.75 for reimbursement of expenses, \$0 amount of which has previously been paid.

**I. COMPUTATION OF COMPENSATION**

Total disbursements to parties in interest, excluding the Debtor, but including holders of secured claims are \$13,691.49. Pursuant to 11 U.S.C. §326, compensation should be computed as follows:

25% of the First \$5,000.00	\$1,250.00	(\$1,250.00 max.)
10% of next \$45,000.00	\$869.15	(\$4,500.00 max.)
05% of next \$950,000.00	\$0.00	(\$47,500.00 max.)
03% of balance	\$0.00	

TOTAL COMPENSATION \$2,119.15  
EXPENSES: COPY, POSTAGE, SUPPLIES FOR NOTICE AND DISTRIBUTION: \$57.75.

The undersigned certifies under penalty of perjury that no agreement or understanding exists between the undersigned and any other person for sharing of compensation prohibited by the Bankruptcy Code. No payments have previously been made or promised to the undersigned in any capacity in connection with the above captioned case, except as previously authorized and approved by the Bankruptcy Court.

/s/ Andrew J. Maxwell  
Trustee

Andrew J. Maxwell  
c/o **Maxwell Law Group**  
3010 N. California Ave.  
Chicago, IL 60618  
312/368-1138

PROFESSIONAL FEES AND EXPENSES

	Previously Allowed	Pending Compensation Applications	Fees & Expenses Total
Trustee's Attorneys	0	5,860.65	5,860.65
Trustee's Accountants	0	0	0
Any Other Professional Financial Consultant 103,775.49	0	0	0
Trustee's Other Professionals Special counsel not being compensated out of the bankruptcy estate			
Debtor's Attorney			
Debtor's Accountant			
TOTAL		5,860.65	5,860.65

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

In re: Eduardo Garcia Julia Escamilla	§ Case No. 11-22208 § § Hon. Jacqueline P. Cox § Debtor(s) § § <b>Hearing Date: 12/7/2021</b> § <b>Hearing Time: 1:00</b> § <b>Room No.: By ZoomGov Meeting</b>
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**NOTICE OF TRUSTEE'S FINAL REPORT AND  
APPLICATIONS FOR COMPENSATION  
AND DEADLINE TO OBJECT (NFR)**

Pursuant to Fed. R. Bankr. P. 2002(a)(6) and 2002(f)(8), please take notice that Andrew J. Maxwell, trustee of the above styled estate, has filed a Final Report and the trustee and the trustee's professionals have filed final fee applications, which are summarized in the attached Summary of Trustee's Final Report and Applications for Compensation.

The complete Final Report and all applications for compensation are available for inspection at the Office of the Clerk, at the following address:

Clerk, U S Bankruptcy Court  
219 S. Dearborn Street  
7th Floor  
Chicago, IL 60604

**The Final Report and Applications will be presented and heard electronically using Zoom for Government.** No personal appearance in court is necessary or permitted. To appear and be heard on the Application, you must do the following:

**To appear by video**, use link: <https://www.zoomgov.com/>. Then enter the meeting ID and passcode.

**To appear by telephone**, call Zoom for Government at 1-669-254-5252 or 1-646-828- 7666. Then enter the meeting ID and passcode.

**Meeting ID and passcode.** The meeting ID for this hearing is: **161 273 2896** and the passcode is: **778135**. The meeting ID, Passcode and Rules for Zoom Motion Calls can also be found on the judge's page on the court's web site.

**Any person wishing to object** to any fee application that has not already been approved or to the Final Report, must file a written objection within twenty one (21) days from the mailing of this notice, serve a copy of the objections upon the trustee, any party whose application is being challenged and the United States Trustee.

**If you object to the Final Report or any of the Applications** and want it called on the presentment date above, you must file a Notice of Objection no later than two (2) business days before that date. If a Notice of Objection is timely filed, the Final Report and Applications will be called on the presentment date. If no Notice of Objection is timely filed, the court may grant the Applications in advance without a hearing.

Date Mailed: 11/12/2021

By: /s/ Andrew J. Maxwell  
Trustee

Andrew J. Maxwell  
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**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

In re: Eduardo Garcia  
Julia Escamilla

§ Case No. 11-22208

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Debtor(s)

**SUMMARY OF TRUSTEE'S FINAL REPORT  
AND APPLICATION FOR COMPENSATION**

*The Final Report shows receipts of* \$ 24,500.00

*and approved disbursements of* \$ 135.85

*leaving a balance on hand of<sup>1</sup>* \$ 24,364.15

**Balance on hand:** \$ 24,364.15

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
<b>NONE</b>					

Total to be paid to secured creditors: \$ 0.00

Remaining balance: \$ 24,364.15

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee, Fees - Andrew J. Maxwell	2,119.15	0.00	2,119.15
Trustee, Expenses - Andrew J. Maxwell	57.75	0.00	57.75
Attorney for Trustee, Fees - Andrew J. Maxwell - Maxwell Law Group	5,850.00	0.00	5,850.00
Attorney for Trustee, Expenses - Andrew J. Maxwell - Maxwell Law Group	10.65	0.00	10.65

Total to be paid for chapter 7 administration expenses: \$ 8,037.55

Remaining balance: \$ 16,326.60

<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. § 326(a) on account of the disbursement of the additional interest.

Applications for prior chapter fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
NONE			

Total to be paid for prior chapter administration expenses: \$ 0.00  
 Remaining balance: \$ 16,326.60

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$0.00 must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
NONE				

Total to be paid for priority claims: \$ 0.00  
 Remaining balance: \$ 16,326.60

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$5,409.62 have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be 100.000 percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
1	T Mobile/T-Mobile USA Inc	414.49	0.00	414.49
2	Atlas Acquisitions LLC (GE Capital - Sam's Club)	4,995.13	0.00	4,995.13

Total to be paid for timely general unsecured claims: \$ 5,409.62  
 Remaining balance: \$ 10,916.98

Tardily filed claims of general (unsecured) creditors totaling \$0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be 0.0 percent, plus interest (if applicable).

Tardily filed general (unsecured) claims are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
NONE				

Total to be paid for tardy general unsecured claims: \$ 0.00  
 Remaining balance: \$ 10,916.98

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$0.00 have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be 0.0 percent, plus interest (if applicable).

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court are as follows:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
NONE				

Total to be paid for subordinated claims: \$ 0.00  
 Remaining balance: \$ 10,916.98

To the extent funds remain after payment in full of all allowed claims, interest will be paid at the legal rate of 0.19% pursuant to 11 U.S.C. § 726(a)(5). Funds available for interest are \$108.47. The amounts proposed for payment to each claimant, listed above, shall be increased to include the applicable interest.

The amount of surplus returned to the debtor after payment of all claims and interest is \$10,808.51.



Prepared By: /s/ Andrew J. Maxwell

Trustee

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**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.